

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON AT TACOMA

WILLIAM J. SESKO and NATACHA SESKO,  
husband and wife,

Plaintiffs,

vs.

CITY OF BREMERTON, a municipal  
corporation; BUCKLEY RECYCLE CENTER,  
INC. aka BRC, INC. a Washington Corporation;  
and PARAMETRIX, INC., a Washington  
Corporation,

Defendants.

Case No.: C04-5081 RBL

STIPULATION AND ORDER TO LIFT  
STAY AND DISMISS ALL CLAIMS  
WITH PREJUDICE

I. STIPULATION

The parties stipulate as follows:

1. On July 11, 2005, this Court entered an order staying this matter.
2. The parties have entered into a settlement agreement to resolve the claims alleged this matter.
3. The settlement agreement provides that the parties will move to lift the stay and dismiss all of plaintiff's claims with prejudice without an award of attorney's fees or costs.
4. The parties request that the Court lift the stay and dismiss the case with prejudice.

Dated this 25<sup>th</sup> day of March, 2010.

ROGER A. LUBOVICH  
Bremerton City Attorney

Danielson Harrigan Leyh & Tollefson LLP

1 By: Mark E. Koontz  
2 Mark E. Koontz, WSBA #26212  
3 Attorney for Defendant City of Bremerton

By: Christopher T Wion  
Christopher T. Wion, WSBA #33207  
Attorney for Plaintiff Natacha Sesko

4 II. ORDER

5 Based on the above stipulation of the parties, the Court orders as follows:

6 1. The stay in this matter is lifted.

7 2. All claims of all parties are dismissed with prejudice without an award of attorney's fees or  
8 costs.  
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10 Entered this \_\_\_\_ day of March, 2010.

11  
12 \_\_\_\_\_  
13 Honorable Ronald B. Leighton  
United States District Court Judge

14 **Presented by:**

15 ROGER A. LUBOVICH  
16 Bremerton City Attorney

Danielson Harrigan Leyh & Tollefson LLP

17 By: Mark E. Koontz  
18 Mark E. Koontz, WSBA #26212  
19 Attorney for Defendant City of Bremerton

By: Christopher T Wion  
Christopher T. Wion, WSBA #33207  
Attorney for Plaintiff Natacha Sesko